

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

ALTANA PHARMA AG and WYETH,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA INC.,

ET AL.,

Defendants.

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CIVIL ACTION NO. 04-2355 (JLL)

ORDER

Currently before the Court is a motion for reconsideration filed by Defendants Sun Pharmaceutical Industries, Ltd. and Sun Pharmaceutical Advanced Research Centre, Ltd. (collectively, “Defendants”). Defendants ask the Court to reconsider its June 13, 2006 decision dismissing Defendants’ third and fourth counterclaims against Plaintiffs, Altana Pharma AG and Wyeth without prejudice for lack of subject matter jurisdiction. For the reasons stated in the Court’s February 5, 2007 letter opinion, **IT IS**

ON this 5th day of February, 2007,

ORDERED that Defendants’ motion for reconsideration [doc. no. 34 in 05-3920, which was consolidated into 04-2355] is **DENIED**.

SO ORDERED.

/s/ Jose L. Linares

UNITED STATES DISTRICT JUDGE